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No. 1481

Law and Parliamentary Affairs Secretariat

NOTIFICATION

No. LAW 67 LGN 78, Bangalore dated 18th December 1978

Ordered that the **Karnataka Co-Operative Societies (Second Amendment) Ordinance, 1978** promulgated by the Governor of Karnataka in the Twenty-ninth Year of the Republic of India, be published as Karnataka Ordinance No.13 of 1978 in the *Karnataka Gazette* for general information.

KARNATAKA ORDINANCE No. 13 OF 1978

THE KARNATAKA CO-OPERATIVE SOCIETIES (SECOND AMENDMENT) ORDINANCE, 1978

(Promulgated by the Governor of Karnataka in the Twentyninth Year of the Republic of India and first published in the Karnataka Gazette Extraordinary on the Eighteenth day of December, 1978.)

An Ordinance further to amend the Karnataka Co-operative Societies Act, 1959;

Whereas the Karnataka Legislative Assembly is not in session and only the Karnataka Legislative Council is in session, the Governor of Karnataka is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Karnataka Co-operative Societies Act, 1959 (Karnataka Act 11 of 1959);

Now, Therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Karnataka is pleased to promulgate the following Ordinance, namely:—

1. Short title and commencement.—(1) This Ordinance may be called the Karnataka Co-operative societies (Second Amendment) Ordinance, 1978.

(2) It shall come into force at once.

2. Amendment of section 2.—In section 2 of the Karnataka Cooperative Societies Act, 1959 (Karnataka Act 11 of 1959) (hereinafter referred to as the principal Act), after clause (j), the following clause shall be inserted namely:—

"(j)(1) 'Secretary means, a Secretary of a Co-operative Society under section 111A."

3. Amendment of section 16.—In section 16 of the principal Act after sub-section (7), the following sub-section shall be and shall always be deemed to have been inserted, namely :—

"(8) Notwithstanding anything contained in this section and section 17, the State Government shall be deemed to have been admitted as a member of a Co-operative Society on the day it subscribes to the share capital of such Co-operative Society".

4. Amendment of section 20.—In section 20 of the principal Act, after sub-section (1), the following proviso shall be inserted, namely :—

"Provided that, where the State Government is a member of the Co-operative Society, each person nominated or deemed to have been nominated by the State Government on the Committee of the Co-operative Society shall have one vote."

5. Amendment of section 30 B.—In section 30-B of the principal Act,—

(1) in sub-section (1),—

(a) for the words "Where the State Government is satisfied", the words "Where the Registrar is satisfied" shall be substituted ;

(b) for the words "it may issue directions", the words "he may issue directions" shall be substituted..

(2) in sub-section (2),—

(a) for the words "The State Government", the words "The Registrar" shall be substituted ;

(b) for the words "as it may deem fit", the words "as he may deem fit" shall be substituted ;

(3) Sub-section (3) shall be omitted.

5. Amendment of section 111A.—In sub-section (1) of section 111-A of the principal Act,—

(1) for the words "Every co-operative Society shall have a Secretary who shall be a whole time salaried officer of the co-operative Society" the words "The Chief

Administrative and Executive Officer of a Co-operative Society by whatever name called shall be the Secretary of such society' shall be substituted ;

(2) for the words "The Secretary shall be", the words" the Secretary shall be either a whole time or part time salaried officer and shall be" shall be substituted.

GOVIND NARAIN
GOVERNOR OF KARNATAKA

By Order and in the name of the Governor of Karnataka,

K. R. CHAMAYYA,
Draftsman and Ex-Officio,
Additional Secretary to Government,
Department of Law and Parliamentary Affairs.

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